

07-20-01

A

Attorney's Docket No. 15-979

Patent

UTILITY PATENT APPLICATION TRANSMITTAL

The Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, D.C. 20231

J1046 U.S. PTO
09/909265
07/19/01

X This is a request for filing a new nonprovisional patent application.

_____ This is a request for filing a patent application of pending prior U.S. Application
No. , filed , now .

The inventor(s) of the invention being claimed in this application is (are):

ANTHONY VERNON WALKER SMITH, JONATHAN TITCHENER, AND JOHN PETER GUY.

The title of this application is:

Wavelength Routing and Switching Mechanism for a Photonic Transport Network

Enclosed are:

 28 Page(s) of Specification
 7 Page(s) of 37 Claims
 1 Page(s) of Abstract
 10 Sheet(s) of Drawings (Formal)
_____ Assignment of the invention
_____ Assignment Cover Sheet
_____ Declaration and Power of Attorney for Patent Application
 X Other: **Nonpublication Request** Under 35 U.S.C. 122(b)(2)(B)(I)
_____ Priority of foreign application number filed on in is claimed under 35
U.S.C. § 119(a) - (d).

_____ The certified copy:
_____ is enclosed.
_____ was filed in prior application no. , filed .

3EL3915221704S
U.S. Patent Service as Express Mail addressed to the
Assistant Commissioner for Patents, Washington, D.C. 20231

on 7/19/01
by J. Ranson

The filing fee has been calculated as shown below:

| CLAIMS | (1) FOR | (2) NUMBER FILED | (3) NUMBER EXTRA | (4) RATE | (5) CALCULATIONS |
|--------|--|------------------|------------------|------------------------------------|------------------|
| | TOTAL CLAIMS (37 C.F.R. § 1.16(c)) | 37 | -20 = 17 | x \$18.00 = | \$ 306.00 |
| | INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b)) | 5 | -3 = 2 | x \$80.00 = | \$ 160.00 |
| | MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d)) | | | + \$270.00 | \$ 0.00 |
| | | | | BASIC FEE (37 C.F.R. § 1.16(a)) | \$ 710.00 |
| | | | | Total of Above Calculations = | \$ 1176.00 |
| | Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28). | | | | 588.00 |
| | | | | TOTAL = | \$ 588.00 |

- ☒ Small entity status is claimed under 37 C.F.R. §§ 1.9, 1.27:
- ☒ A check is enclosed to cover the \$588.00 filing fee.
- ☐ A check is enclosed to cover the \$___ petition fee under 37 C.F.R. § 1.17.
- ☐ A check is enclosed to cover the 0.00\$ assignment recordation fee.
- ☐ Charge Deposit Account No. 23-0630 in the amount of \$___.
- ☒ The Commissioner is hereby authorized to credit any overpayment or to charge any fees under 37 C.F.R. §§ 1.16, 1.17, 1.21 in connection with this communication to our Deposit Account No. 23-0630.
- ☒ The Commissioner is hereby authorized to credit any overpayment or to charge any fees under 37 C.F.R. §§ 1.16, 1.17 which may be required during the entire pendency of this application to our Deposit Account No. 23-0630.

7 X Please direct all correspondence in connection with this application to the following address:

WATTS, HOFFMANN, FISHER & HEINKE CO., L.P.A.
1100 Superior Ave., Ste. 1750
Cleveland, Ohio 44114

and please direct all telephone calls to Thomas E. Fisher at (216) 241-6700.

Respectfully submitted,

Ken Smith

Date: July 19, 2001

Kenneth J. Smith
Registration No. 45,115

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| | | | |
|---|----------------------|---|---------------|
| NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i) | First Named Inventor | | Smith, et al. |
| | Title | Wavelength Routing and Switching Mechanism for a Photonic Transport Network | |
| | Atty Docket Number | | 15-979 |

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

July 19, 2001
Date

Ken Smith
Signature

Kenneth J. Smith

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**